

# CONGRESSIONAL RECORD.

## PROCEEDINGS AND DEBATES OF THE FIFTY-SEVENTH CONGRESS.

### SECOND SESSION.

#### SENATE.

MONDAY, December 1, 1902.

The first Monday of December being the day prescribed by the Constitution of the United States for the annual meeting of Congress, the second session of the Fifty-seventh Congress commenced this day.

The Senate assembled in its Chamber at the Capitol.

The PRESIDENT pro tempore (Mr. WILLIAM P. FRYE, a Senator from the State of Maine) took the chair and called the Senate to order at 12 o'clock noon.

#### PRAYER.

Rev. F. J. PRETTYMAN, of the city of Washington, offered the following prayer:

Almighty God, our Heavenly Father, at the threshold of the solemn duties of this time and place we bow reverently before Thee and lift up our hearts to Thy throne. As the representatives of the nation we make humble acknowledgment of our sense of gratitude to Thee for Thy marvelous goodness to us. Thou hast kept us in the hollow of Thy hand. The generous earth has yielded the fruits in their season; the elements have been kind; the people enjoy domestic tranquillity; peace abounds. In all that gives meaning to life, in all that inspires hope, in all that establishes government, and in all that gives dignity to office and honor to authority, we recognize Thy purpose in us as a chosen people.

Now we pray that Thou wouldst look upon us in Thy mercy. Grant that more and more we may be conscious of the Divine guidance. We pray that where authority is exercised it may be by Thy consent; where counsel is taken it may be under Thine own direction; where power is used it may be chastened and sanctified by Thy grace.

Let Thy blessings be upon Thy servants in this honorable Senate. Give to them a sense of the Divine power. Rule through them in the execution of Thine own righteous will. We ask for Christ's sake. Amen.

#### SENATORS PRESENT.

The PRESIDENT pro tempore. The Secretary will call the roll of the Senate.

The Secretary called the roll, and the following Senators answered to their names:

From the State of—

Alabama—John T. Morgan and Edmund W. Pettus.

Arkansas—James H. Berry and James K. Jones.

California—Thomas R. Bard and George C. Perkins.

Colorado—Thomas M. Patterson.

Connecticut—Orville H. Platt.

Florida—Stephen R. Mallory.

Georgia—Augustus O. Bacon and Alexander S. Clay.

Idaho—Fred T. Dubois and Henry Heitfeld.

Illinois—Shelby M. Cullom and William E. Mason.

Indiana—Albert J. Beveridge and Charles Warren Fairbanks.

Iowa—William B. Allison and Jonathan P. Dolliver.

Kansas—Joseph R. Burton.

Kentucky—Joseph C. S. Blackburn.

Louisiana—Murphy J. Foster and Samuel Douglas McEnery.

Maine—William P. Frye and Eugene Hale.

Maryland—Louis E. McComas and George L. Wellington.

Massachusetts—George F. Hoar and Henry Cabot Lodge.

Michigan—Julius C. Burrows.

Minnesota—Knute Nelson.

Missouri—Francis M. Cockrell and George G. Vest.

Montana—Paris Gibson.

Nebraska—Charles H. Dieftrich and Joseph H. Millard.

Nevada—William M. Stewart.

New Hampshire—Henry E. Burnham and Jacob H. Gallinger.

New Jersey—John F. Dryden and John Kean.

New York—Chauncey M. Depew and Thomas C. Platt.

North Carolina—Jeter C. Pritchard and Furnifold McL. Simmons.

North Dakota—Henry C. Hansbrough and Porter J. McCumber.

Ohio—Joseph B. Foraker and Marcus A. Hanna.

Oregon—John H. Mitchell.

Pennsylvania—Boies Penrose and Matthew S. Quay.

Rhode Island—Nelson W. Aldrich and George P. Wetmore.

South Carolina—John L. McLaurin and Benjamin R. Tillman.

South Dakota—Robert J. Gamble and A. B. Kittredge.

Tennessee—Edward W. Carmack.

Texas—Joseph W. Bailey.

Utah—Thomas Kearns.

Vermont—William P. Dillingham and Redfield Proctor.

Virginia—John W. Daniel and Thomas S. Martin.

Washington—Addison G. Foster.

West Virginia—Stephen B. Elkins and Nathan B. Scott.

Wisconsin—Joseph V. Quarles.

Wyoming—Francis E. Warren.

The PRESIDENT pro tempore. Senators, 70 Senators have responded to their names. There is a quorum present, and the Senate is ready for the transaction of business.

#### NOTIFICATION TO THE HOUSE.

Mr. HALE submitted the following resolution; which was considered by unanimous consent, and agreed to:

*Resolved*, That the Secretary inform the House of Representatives that a quorum of the Senate is assembled and that the Senate is ready to proceed to business.

#### NOTIFICATION TO THE PRESIDENT.

Mr. PLATT of Connecticut submitted the following resolution; which was considered by unanimous consent, and agreed to:

*Resolved*, That a committee consisting of two Senators be appointed, to join such committee as may be appointed by the House of Representatives, to wait upon the President of the United States and inform him that a quorum of each House is assembled and that Congress is ready to receive any communication he may be pleased to make.

By unanimous consent, the President pro tempore was authorized to appoint the committee on the part of the Senate; and Mr. PLATT of Connecticut and Mr. JONES of Arkansas were appointed.

#### HOOR OF MEETING.

Mr. CULLOM submitted the following resolution; which was considered by unanimous consent, and agreed to:

*Resolved*, That the hour of daily meeting of the Senate be 12 o'clock meridian until otherwise ordered.

#### DEATH OF SENATOR JAMES M'MILLAN.

Mr. BURROWS. Mr. President, it becomes my painful duty to formally announce to the Senate the death of my esteemed colleague, the Hon. JAMES MCMILLAN. He took leave of this life on the 10th day of August last, from his summer residence by the sea, at Manchester, Mass., where he had repaired at the close of the last session of Congress for rest and recuperation.

His death was as sudden as it was unexpected. Only the day previous he was in usual health and spirits, participating in the sports of the field, to which he was devoted. But a sudden indisposition reminded him of the enfeebled condition of his heart, which had existed for some years, and admonished him to desist from further physical exertion. Retiring to his residence, with rest and medical assistance, he soon recovered his normal condition and spent the evening with his family and friends in that delightful social intercourse which gave such a charm to his home life. Later in the evening, however, there came a recurrence of the disorder so serious and persistent as to baffle the skill of physicians, and at 4 o'clock on the Sabbath morning of August 10 "the silver cord was loosed" and his spirit freed.

In his death the State of Michigan has suffered an irreparable loss, and the Senate will miss a wise counselor and painstaking legislator. But I am aware, Mr. President, that this is not the time for eulogy. On some future occasion I hope for the opportunity to pay, with other Senators, a fitting tribute to his memory. For the present I offer the following resolutions, and I ask their immediate consideration.

The PRESIDENT pro tempore. The Senator from Michigan offers resolutions, which will be read to the Senate.

The Secretary read the resolutions, as follows:

*Resolved*, That the Senate has heard with profound sorrow of the death of the Hon. JAMES McMILLAN, late a Senator from the State of Michigan.

*Resolved*, That the Secretary communicate a copy of these resolutions to the House of Representatives.

*Resolved*, That as a further mark of respect to the memory of the deceased, the Senate do now adjourn.

The resolutions were considered by unanimous consent, and unanimously agreed to; and (at 12 o'clock and 14 minutes p. m.) the Senate adjourned until to-morrow, Tuesday, December 2, 1902, at 12 o'clock m.

## HOUSE OF REPRESENTATIVES.

MONDAY, December 1, 1902.

This being the day fixed by the Constitution of the United States for the annual meeting of the Congress of the United States, the House of Representatives of the Fifty-seventh Congress met in its Hall at 12 o'clock m. for the second regular session; and was called to order by the Speaker, Hon. DAVID B. HENDERSON, a Representative from the State of Iowa.

Prayer was offered as follows by the Chaplain of the House, Rev. HENRY N. COUDEN, D. D.:

Infinite and Eternal Spirit, God, our Heavenly Father, we approach Thee with profound gratitude and unfeigned love, mindful of that overruling Providence which has shaped and guided the progress of our nation through all the shifting scenes and vicissitudes of the past; and we most fervently pray that Thou wilt continue to uphold and protect us, that our sacred institutions may be preserved unsullied to all generations, that the emblem of liberty and Union may float on in triumph forever, that the coming of Thy kingdom may be hastened in all the earth. To this end let Thy blessing descend in full measure upon our President and his advisers, the Congress now convened, and upon the judicial department, that in all these branches Thy will may be done and righteousness, peace, and prosperity prevail, to the honor and glory of Thy holy name.

And now, O God, quicken by Thy spirit the mind and heart of him who presides over this body, that with unbiased judgment he may rule with justice and equity, and inspire each member with patriotic zeal and religious fervor that he may "render unto Caesar the things that are Caesar's and unto God the things that are God's."

With our hearts deeply touched by the vacant seats, we fervently pray for the colleagues, friends, and families left desolate, that Thy comforting arms may be about them, that the star of hope may shine in their hearts and enable them to look beyond the veil, where in brighter realms they shall meet their loved ones to dwell forever in their presence. And thine be the praise and the glory. Through Jesus Christ our Lord. Amen.

### CALL OF THE ROLL.

The SPEAKER. The Clerk will call the roll.

The Clerk proceeded to call the roll of members by States; and the following-named members answered:

#### ALABAMA.

George W. Taylor.  
Aristo A. Wiley.  
Henry D. Clayton.  
Charles W. Thompson.

John H. Bankhead.  
John L. Burnett.  
William Richardson.  
Oscar W. Underwood.

#### ARKANSAS.

Philip D. McCulloch.  
John S. Little.

Hugh A. Dinsmore.  
Stephen Brundidge, jr.

#### CALIFORNIA.

Frank L. Coombs.  
Victor H. Metcalf.

Eugene F. Loud.  
James C. Needham.

#### COLORADO.

John C. Bell.

E. Stevens Henry.  
Nehemiah D. Sperry.

Stephen M. Sparkman.

Rufus E. Lester.  
James M. Griggs.  
Elijah B. Lewis.  
William C. Adamson.  
Leonidas F. Livingston.

James R. Mann.  
John J. Feely.  
Henry S. Boutell.  
George E. Foss.  
Albert J. Hopkins.  
Robert R. Hitt.  
George W. Prince.  
Walter Reeves.  
Joseph G. Cannon.

James A. Hemenway.  
William T. Zenor.  
Francis M. Griffith.  
Jesse Overstreet.  
George W. Cromer.

Thomas Hedge.  
David B. Henderson.  
Gilbert N. Haugen.  
Robert G. Cousins.  
John F. Lacey.

Charles F. Scott.  
Charles Curtis.  
Justin D. Bowersock.  
James M. Miller.

Charles K. Wheeler.  
Henry D. Allen.  
McKenzie Moss.  
David H. Smith.  
Harvey S. Irwin.

Amos L. Allen.  
Charles E. Littlefield.

Frank C. Wachter.  
Charles R. Schirm.

George P. Lawrence.  
Frederick H. Gillett.  
Ernest W. Roberts.  
Samuel W. McCall.  
Joseph A. Conry.

Henry C. Smith.  
Washington Gardner.  
William Alden Smith.  
Samuel W. Smith.  
Edgar Weeks.

James A. Tawney.  
Fred C. Stevens.  
Loren Fletcher.

Ezekiel S. Candler, jr.  
Thomas Spight.  
Andrew F. Fox.

James T. Lloyd.  
William W. Rucker.  
John Dougherty.  
Charles F. Cochran.  
William S. Cowherd.  
David A. De Armond.

Elmer J. Burkett.  
David H. Mercer.

Cyrus A. Sulloway.

Henry C. Loudenslager.  
John J. Gardner.  
Benjamin F. Howell.  
James F. Stewart.

Frederic Storm.  
John J. Fitzgerald.  
Harry A. Hanbury.  
George H. Lindsay.  
Montague Lessler.  
Thomas J. Creamer.  
Henry M. Goldfogle.  
George B. McClellan.  
William H. Douglas.  
Jacob Ruppert, jr.  
Cornelius A. Pugsley.  
John H. Ketcham.  
George N. Southwick.

John H. Small.  
Charles R. Thomas.  
William W. Kitchin.

#### CONNECTICUT.

Ebenezer J. Hill.

#### DELAWARE.

L. Heister Ball.

#### FLORIDA.

Robert W. Davis.

#### GEORGIA.

Charles L. Bartlett.  
John W. Maddox.  
William H. Fleming.  
William G. Brantley.

#### ILLINOIS.

Vespasian Warner.  
Joseph V. Graff.  
J. Ross Mickey.  
Thomas J. Selby.  
Ben F. Caldwell.  
James R. Williams.  
Frederick J. Kern.  
George W. Smith.

#### INDIANA.

Charles B. Landis.  
Edgar D. Crumppacker.  
George W. Steele.  
James M. Robinson.

#### IOWA.

John A. T. Hull.  
William P. Hepburn.  
Walter I. Smith.  
James P. Conner.  
Lot Thomas.

#### KANSAS.

Wm. A. Calderhead.  
William A. Reeder.  
Chester I. Long.

#### KENTUCKY.

D. Linn Gooch.  
South Trimble.  
George G. Gilbert.  
James N. Kehoe.  
Vincent Boreing.

#### LOUISIANA.

Robert F. Broussard.

#### MAINE.

Edwin C. Burleigh.  
Llewellyn Powers.

#### MARYLAND.

Sydney E. Mudd.  
George A. Pearre.

#### MASSACHUSETTS.

Henry F. Naphen.  
Samuel L. Powers.  
William C. Lovering.  
William S. Greene.

#### MICHIGAN.

Joseph W. Fordney.  
Roswell P. Bishop.  
Henry H. Apiah.  
Archibald B. Darragh.  
Carlos D. Shelden.

#### MINNESOTA.

Page Morris.  
Frank M. Eddy.

#### MISSISSIPPI.

Frank A. McLain.  
Charles E. Hooker.

#### MISSOURI.

James Cooney.  
Champ Clark.  
Richard Bartholdt.  
Charles F. Joy.  
Edward Robb.  
Macenas E. Benton.

#### NEBRASKA.

William L. Stark.

#### NEW HAMPSHIRE.

Frank D. Currier.

#### NEW JERSEY.

Richard Wayne Parker.  
Allan L. McDermott.  
Charles N. Fowler.

#### NEW YORK.

Lucius N. Littauer.  
Louis W. Emerson.  
Charles L. Knapp.  
James S. Sherman.  
Michael E. Driscoll.  
Serenio E. Payne.  
Charles W. Gillet.  
James W. Wadsworth.  
James Breck Perkins.  
William H. Ryan.  
De Alva S. Alexander.  
Edward B. Vreeland.

#### NORTH CAROLINA.

John D. Bellamy.  
Theodore F. Kluttz.  
Spencer Blackburn.